

**DAY CALENDAR**  
**Wednesday, April 5, 2017 - 10:00 AM**  
**HON. SAMUEL L. GREEN COURTROOM**

488.0  
TP 16-01007

**SHANNON V. CAMPBELL**  
V  
**ANTHONY J. ANNUCCI**

Proceeding pursuant to CPLR article 78 (transferred to the Appellate Division of the Supreme Court in the Fourth Judicial Department by order of the Supreme Court, Seneca County [Dennis F. Bender, A.J.], entered June 9, 2016) to review a determination of respondent. The determination found after a tier III hearing that petitioner had violated various inmate rules.

**SHANNON V. CAMPBELL for HIMSELF** Submitted

**MARCUS J. MASTRACCO for ANTHONY J. ANNUCCI** Submitted

489.0  
KA 14-00634

**PEOPLE**  
V  
**TYSHAWN S. PARKER**

Appeal from a judgment of the Monroe County Court (James J. Piampiano, J.), rendered March 4, 2014. The judgment convicted defendant, upon his plea of guilty, of assault in the first degree.

**JAMES A. HOBBS for TYSHAWN S. PARKER** Submitted

**STEPHEN X. O'BRIEN for THE PEOPLE OF THE STATE OF NEW YORK** Submitted

490.0  
KA 15-01843

**PEOPLE**  
V  
**TERRANCE GIBSON**

Appeal from an order of the Monroe County Court (Christopher S. Ciaccio, J.), entered October 13, 2015. The order determined that defendant is a level three risk pursuant to the Sex Offender Registration Act.

**KIMBERLY F. DUGUAY for TERRANCE GIBSON** Submitted

**NANCY GILLIGAN for THE PEOPLE OF THE STATE OF NEW YORK** Submitted

491.0  
KA 16-00069

**PEOPLE**  
V  
**PHILIP B. MCARTHUR**

Appeal from a judgment of the Steuben County Court (Joseph W. Latham, J.), rendered March 18, 2015. The judgment convicted defendant, upon his plea of guilty, of criminal mischief in the third degree

**MARY P. DAVISON for PHILIP B. MCARTHUR** Submitted

**JOHN C. TUNNEY for THE PEOPLE OF THE STATE OF NEW YORK** Submitted

492.0  
KA 15-01891

**PEOPLE**  
V  
**BENJAMIN SHEPPARD**

Appeal from a judgment of the Livingston County Court (Dennis S. Cohen, J.), rendered September 3, 2015. The judgment convicted defendant, upon his plea of guilty, of assault in the second degree

	STEVEN D. SESSLER for BENJAMIN SHEPPARD	10 minutes
	JOSHUA J. TONRA for THE PEOPLE OF THE STATE OF NEW YORK	5 minutes
493.0 KA 15-00029	<b>PEOPLE</b> V <b>STEPHEN DAWSON</b>	
	Appeal from a judgment of the Supreme Court, Erie County (Russell P. Buscaglia, A.J.), rendered December 3, 2014. The judgment convicted defendant, upon a jury verdict, of kidnapping in the first degree and robbery in the first degree.	
	LYLE T. HAJDU for STEPHEN DAWSON	10 minutes
	NICHOLAS T. TEXIDO for THE PEOPLE OF THE STATE OF NEW YORK	10 minutes
494.0 KA 14-01973	<b>PEOPLE</b> V <b>CHRISTOPHER WHEELER</b>	
	Appeal from a judgment of the Supreme Court, Erie County (Penny M. Wolfgang, J.), rendered March 10, 2014. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a weapon in the second degree.	
	ALAN WILLIAMS for CHRISTOPHER WHEELER	10 minutes
	DAVID A. HERATY for THE PEOPLE OF THE STATE OF NEW YORK	10 minutes
495.0 KA 12-01361	<b>PEOPLE</b> V <b>EMMANUEL IBARRONDO</b>	
	Appeal from a judgment of the Livingston County Court (Robert B. Wiggins, J.), rendered May 22, 2012. The judgment convicted defendant, upon his plea of guilty, of criminal sale of a controlled substance in the fourth degree.	
	JEANNIE MICHALSKI for EMMANUEL IBARRONDO	10 minutes
	JOSHUA J. TONRA for THE PEOPLE OF THE STATE OF NEW YORK	5 minutes
496.0 KA 15-01590	<b>PEOPLE</b> V <b>DURELL BLUNT</b>	
	Appeal from a judgment of the Wyoming County Court (Michael M. Mohun, J.), rendered September 16, 2015. The judgment convicted defendant of promoting prison contraband in the first degree.	
	ADAM W. KOCH for DURELL BLUNT	10 minutes
	ERIC R. SCHIENER for THE PEOPLE OF THE STATE OF NEW YORK	Submitted
497.0 CAF 15-01557	<b>JASON GREELEY</b> V <b>GRETCHEN TUCKER</b>	
	Appeal from an order of the Family Court, Cattaraugus County (Michael L. Nenko, J.), entered August 10, 2015 in a proceeding pursuant to Family Court Act article 6. The order, inter alia, granted custody of the subject child to respondent Gretchen Tucker.	

	HEATHER A. TOMES for JASON GREELEY	Submitted
	GRETCHEN TUCKER for HERSELF	Submitted
	FERN S. ADELSTEIN, ATTORNEY FOR CHILD	5 minutes
	JENNIFER M. LORENZ, ATTORNEY FOR CHILD	5 minutes
498.0 CAF 15-00225	<b>IN THE MATTER OF JOSEPH M., JR.</b>	
	Appeal from an order of the Family Court, Erie County (Sharon M. LoVallo, J.), entered January 6, 2015 in a proceeding pursuant to Social Services Law § 384-b. The order, among other things, terminated respondent's parental rights to the subject children.	
	WILLIAM D. BRODERICK, JR., for JOSEPH M., SR.	10 minutes
	ELISABETH M. COLUCCI for ERIE CO. DEPT. OF SOCIAL SERVICES	10 minutes
	CHARLES D. HALVORSEN, ATTORNEY FOR CHILD	10 minutes
499.0 CAF 16-00305	<b>IN THE MATTER OF DESTINY G.</b>	
	Appeal from an order of the Family Court, Erie County (Sharon M. LoVallo, J.), entered February 9, 2016 in a proceeding pursuant to Social Services Law § 384-b. The order, inter alia, terminated the parental rights of respondent.	
	DENIS A. KITCHEN, JR., for LARICIA H.	10 minutes
	JOSEPH T. JARZEMBEK for ERIE CO. DEPT. OF SOCIAL SERVICES	10 minutes
	CHARLES D. HALVORSEN, ATTORNEY FOR CHILD	10 minutes
500.0 CAF 16-00077	<b>ANTHONY ARONICA V ANDREA ARONICA</b>	
	Appeal from an order of the Family Court, Erie County (Mary G. Carney, J.), entered December 11, 2015 in a proceeding pursuant to Family Court Act article 6. The order denied in part the petition for modification of custody and access.	
	BERNADETTE HOPPE for ANTHONY ARONICA	Submitted
	FRANCIS W. TESSEYMAN, JR., for ANDREA ARONICA	Submitted
	NANCY BIZUB, ATTORNEY FOR CHILD	10 minutes
501.0 CA 16-01789	<b>LISA T. SNOW V DEPAUL ADULT CARE COMMUNITIES, INC.</b>	
	Appeal from an order of the Supreme Court, Erie County (John M. Curran, J.), entered December 21, 2015. The order denied in part the cross motion of plaintiff to compel responses to nonparty subpoenas.	
	JOHN A. COLLINS for LISA T. SNOW	10 minutes
	ARLOW M. LINTON for DEPAUL ADULT CARE COMMUNITIES, INC.	10 minutes

502.0  
CA 16-01846

BRUCE T. CHILLIS  
V  
DOUGLAS A. BRUNDIN, JR.

Appeals and cross appeal from an order of the Supreme Court, Erie County (Donna M. Siwek, J.), entered September 28, 2016. The order denied the motions of the respective parties for summary judgment

JOHN TIMOTHY LOSS for DOUGLAS A. BRUNDIN, JR. 15 minutes

JAMES E. EAGAN for BRIAN E. MCGRATH, M.D. 15 minutes

LINDA J. MARSH for BRUCE T. CHILLIS 15 minutes

503.0  
CA 16-01090

NATASHA D. WALLACE  
V  
M&C HOTEL INTERESTS, INC.

Appeal from an order of the Supreme Court, Erie County (Timothy J. Drury, J.), entered January 12, 2016. The order granted the motion of defendants for summary judgment and dismissed the action.

JOHN A. COLLINS for NATASHA D. WALLACE 10 minutes

KATHLEEN J. MARTIN for M&C HOTEL INTERESTS, INC. 15 minutes

504.0  
CA 16-00282

JACQUE LYNN MROZ  
V  
3M COMPANY

Appeal from a judgment of the Supreme Court, Erie County (Catherine R. Nugent Panepinto, J.), entered January 4, 2016. The order denied the motion of defendant to set aside a jury verdict.

BETH L. KAUFMAN for 3M COMPANY 30 minutes

MICHAEL SZCZYGIEL for JACQUE LYNN MROZ 30 minutes

505.0  
CA 16-00283

JACQUE LYNN MROZ  
V  
3M COMPANY

Appeal from a judgment of the Supreme Court, Erie County (Catherine R. Nugent Panepinto, J.), entered February 2, 2016. The judgment awarded plaintiff money damages upon a jury verdict.

BETH L. KAUFMAN for 3M COMPANY Submitted

MICHAEL SZCZYGIEL for JACQUE LYNN MROZ Submitted

506.0  
CA 16-01347

WILLIAM H. SHEEHAN  
V  
THOMAS A. GILRAY, JR.

Appeal from an order of the Supreme Court, Erie County (John A. Michalek, J.), entered June 14, 2016. The order, among other things, denied in part the motion of defendant Central Terminal Restoration Corporation for summary judgment.

SETH M. WEINBERG for CENTRAL TERMINAL RESTORATION CORP. 15 minutes

R. CHARLES MINER for WILLIAM H. SHEEHAN 10 minutes

JOSEPH A. MATTELIANO for MICHAEL A. SERRANO 15 minutes

507.0  
CA 16-01348

**MICHAEL A. SERRANO**  
V  
**THOMAS A. GILRAY, JR.**

Appeal from an order of the Supreme Court, Erie County (John A. Michalek, J.), entered June 14, 2016. The order, among other things, denied in part the motion of defendant Central Terminal Restoration Corporation for summary judgment.

**SETH M. WEINBERG** for **CENTRAL TERMINAL RESTORATION CORP.** Submitted

**R. CHARLES MINER** for **WILLIAM H. SHEEHAN** Submitted

**JOSEPH A. MATTELIANO** for **MICHAEL A. SERRANO** Submitted

508.0  
CA 16-01204

**KELLY BURKE**  
V  
**QUEEN OF HEAVEN ROMAN CATHOLIC ELEM. SCHOOL**

Appeal from an order of the Supreme Court, Erie County (Frederick J. Marshall, J.), entered March 17, 2016. The order granted the motion of plaintiff to strike the answer of and for summary judgment on liability against defendants Queen of Heaven Roman Catholic Elementary School and Queen of Heaven Roman Catholic Church.

**THOMAS J. SPEYER** for **QUEEN OF HEAVEN ROMAN CATHOLIC ELEM. SCHOOL** 10 minutes

**CATHERINE B. DEMPSEY** for **KELLY BURKE** 10 minutes

509.0  
CA 16-02040

**AMANDA STOWE**  
V  
**KAREN FURNESS**

Appeal from an order of the Supreme Court, Niagara County (Matthew J. Murphy, III, A.J.), entered January 28, 2016. The order denied the motion of defendant for summary judgment dismissing the complaint.

**RYAN K. CUMMINGS** for **KAREN FURNESS** 10 minutes

**DAVID P. FELDMAN** for **AMANDA STOWE** Submitted